

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 \* \* \*

4 LAUREN HERMAN,

5 Plaintiff,

6 v.

7 ELKO COUNTY, NEVADA, *et al.*,

8 Defendants.

Case No. 2:25-CV-00244-RFB-CLB

**ORDER DENYING MOTION  
TO WITHDRAW**

[ECF No. 35]

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10 Before the Court is the Plaintiff's Counsel's ("Counsel") Motion to Withdraw.<sup>1</sup> (ECF  
11 No. 35.) Local Rule IA 11-6(b) states that an attorney wishing to withdraw "must file a  
12 motion or stipulation and serve it on the affected client and opposing counsel." Here,  
13 although Counsel served a copy of the motion to withdraw on opposing counsel via  
14 CM/ECF, the certificate of service is silent as to their client. (See ECF No. 35 at 5.) The  
15 Court acknowledges that the attached declaration makes clear the client was told on  
16 December 10, 2025, the instant motion *would be* filed, but there is nothing suggesting  
17 Plaintiff was told the motion had actually been filed. (ECF No. 35 at 4.) Accordingly,  
18 Counsel's motion to withdraw, (ECF No. 35), is **DENIED** with leave to refile once their  
19 client has been properly served with the motion.

20 **IT IS SO ORDERED.**

21 **DATED:** December 31, 2025

22   
UNITED STATES MAGISTRATE JUDGE

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28 <sup>1</sup> Defendants filed a notice of non-opposition in response. (ECF No. 36.)